IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 14809 of 2005

Between:

U. Yesupadam, S/o. Raha Ratnam
R/o. Karaka Vagu (post) Palvancha (M)
Khammam District.

..... PETITIONER

AND

1 The Regional Manager, APSRTC
Khammam Region, Khammam District.
2 The Depot Manager, APSRTC
Badrachalam Bus Depot, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction or writ more particularly one in the nature of writ of mandamus declaring the action of the respondents in not granting incentive family planning increments to the petitioner w.e.f. from the date of operation i.e., 27-12-1999 in pursuance of the circular P.D.No.81/88, dated 23-7-88 issued by the corporation as illegal, arbitrary and unjust and consequently direct the respondent to grant incentive family planning increments to the petitioner w.e.f. from the date of operation i.e., 27-12-1999 in pursuance of the circulars P.D.No.81/88, dated 23-7-88 issued by the corporation.

Counsel for the Petitioner :Mr.G.RAVI MOHAN

Counsel for the Respondents: SMT.P.RAJANI REDDY

The Court at the stage of admission made the following :

ORDER:

This writ petition is filed by the petitioner, who is working under the respondent-Corporation as a driver, seeking a direction to the respondent-Corporation to grant family planning incentive increments to him with effect from the date of operation i.e., 27-12-1999 in pursuance of the circular P.D.No.81/88 dated
23-07-1988 with all consequential benefits.

According to the petitioner, he had undergone family planning operation on 27-12-1999. As he is entitled for the benefit of family planning incentive increments, he made a representation, but no orders have been passed by the respondent-corporation granting the benefit of incentive increments, the petitioner has come up with the present writ petition.

Heard the learned counsel for the petitioner and the learned standing counsel for the respondents.

The grievance of the petitioner is that the incentive increments to which he is entitled for undergoing family planning operation were not granted. In view of the circular issued by the respondent-corporation, the petitioner deems that he is entitled.

In view of the above circumstances, the respondent-Corporation is directed to consider the claim of the petitioner and pass appropriate orders for grant of incentive family planning increments to the petitioner as expeditiously as possible, preferably, within a period of four weeks from the date of receipt of a copy of this order and if the petitioner is entitled from the date of operation he is also entitled for all consequential benefits.

Accordingly, the writ petition is disposed of. No order as to costs.

S. ANANDA REDDY, J.

Dated: 11..07..2005.

rns

To

1 The Regional Manager, APSRTC
Khammam Region, Khammam District.

2 The Depot Manager, APSRTC
Badrachalam Bus Depot, Khammam District.

3 Two CD copies